

MARTIN & MARTIN, LLP

Areva D. Martin, Esq. (State Bar No. 131397)

Rosa M. Kwong, Esq. (State Bar No. 129811)

3530 Wilshire Boulevard, Suite 1650

Los Angeles, California 90010

Telephone: (213) 388-4747

Facsimile: (213) 388-6655

Attorneys for Defendant, A&B MAINTENANCE, INC.

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

CALIFORNIA SERVICE EMPLOYEES
HEALTH & WELFARE TRUST FUND,
et al.,

Plaintiffs,

v.

A & B MAINTENANCE, INC.,

Defendant.

NO.: CO7-4945 TEH

The Honorable Thelton E. Henderson

**DECLARATION OF AREVA D. MARTIN IN
SUPPORT OF STIPULATION TO
CONTINUE CMC HEARING AND
EXCHANGE OF INITIAL DISCLOSURES
STATEMENT [FRCP RULE 6-2]**

AND RELATED COUNTERCLAIM

DECLARATION OF AREVA D. MARTIN

I, Areva D. Martin, declare as follows:

1 1. I am an attorney at law licensed to practice before all of the courts in the
2 State of California and the Northern District of the United States District Court and a
3 partner with Martin & Martin, LLP, attorneys of record for A& B MAINTENANCE,
4 INC., the defendant in the above entitled action.

5 2. I am submitting this declaration based on my personal knowledge.

6 3. As indicated in the accompanying Stipulation, the Parties have commenced
7 in settlement negotiations.

8 4. In the meantime, the Court has set a Case Management Conference hearing
9 for March 10, 2008, meaning that the Parties must satisfy meet and confer requirements,
10 complete the Joint Initial Disclosures Statement and file the Statement no later than
11 March 3, 2008.

12 5. Unless the Court continues the Case Management Conference and the
13 corresponding due date for the Statement, the Parties will be obliged to incur fees and
14 costs in litigation while attempting to negotiate a settlement.

15 6. This is the Parties' first and only request for continuance or modification of
16 a hearing date set by the court.

17 7. The court has not yet issued a pre-trial scheduling order. Therefore, the
18 continuances to which the Parties are stipulating will not affect the overall schedule for
19 this case.

20 I declare under the penalty of perjury set forth in the laws of the State of
21 California and the federal laws that the foregoing are true and correct. If called upon to
22 testify thereto, I will do so competently and willingly.

23 Executed February 26, 2008 in Los Angeles, California.

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25 
26 AREVA D. MARTIN
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